

SENATE BILL No. 296

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-23-32.

Synopsis: Indiana Native American Indian affairs commission. Makes changes to the membership and responsibilities of the Indiana Native American Indian affairs commission.

Effective: July 1, 2014.

Waterman

January 14, 2014, read first time and referred to Committee on Public Policy.



Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

SENATE BILL No. 296

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 4-23-32-4, AS ADDED BY P.L.133-2012,
2 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2014]: Sec. 4. (a) The commission consists of fifteen (15)
4 voting members and two (2) nonvoting members. The voting members
5 of the commission consist of the following:
6 (1) ~~Six (6)~~ **Eight (8)** Native American Indians. ~~each from a~~
7 ~~different geographic region of Indiana.~~
8 (2) ~~Two (2)~~ Native American Indians who have knowledge in
9 Native American traditions and spiritual issues.
10 (3) ~~(2)~~ The commissioner of the department of correction or the
11 commissioner's designee. **state archeologist or the state**
12 **archeologist's designee.**
13 (4) ~~(3)~~ The commissioner of the commission for higher education
14 or the commissioner's designee. **director of the Indiana criminal**
15 **justice institute or the director's designee.**
16 (5) ~~(4)~~ The commissioner of the state department of health or the



commissioner's designee.

~~(6) (5) The secretary of family and social services or the secretary's designee; director of the civil rights commission or the director's designee.~~

~~(7) The director of the department of natural resources or the director's designee.~~

~~(8) (6) The state superintendent of public instruction or the superintendent's designee.~~

~~(9) (7) The commissioner of the department of workforce development or the commissioner's designee. Two (2) members at large appointed by the governor.~~

(b) The nonvoting members of the commission consist of the following:

(1) One (1) member of the house of representatives appointed by the speaker of the house of representatives.

(2) One (1) member of the senate appointed by the president pro tempore of the senate.

(c) The governor shall appoint each Native American Indian member of the commission to a term of four (4) years, and any vacancy occurring shall be filled by the governor for the unexpired term. ~~Before appointing a Native American Indian member to the commission, the governor shall solicit nominees from Indiana associations that represent Native American Indians in the geographic region from which the member will be selected. Not more than one (1) member may represent the same tribe or Native American Indian organization or association.~~

When making appointments of individuals in subsection (a)(1), the governor shall attempt to make appointments of individuals who:

(1) give representation to the various geographical areas of Indiana;

(2) reflect diversity among tribes;

(3) are not employed by the state of Indiana; and

(4) may include at least one (1) member who is considered a native American spiritual leader, but only if a qualified applicant exists.

(d) A member of the commission may be removed by the member's appointing authority.

(e) Each member of the commission is entitled to the following:

(1) The minimum salary per diem provided in IC 4-10-11-2.1(b).

(2) Reimbursement for traveling expenses as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget



1 **agency for attendance at official meetings of the commission.**
2 SECTION 2. IC 4-23-32-5, AS ADDED BY P.L.133-2012,
3 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2014]: Sec. 5. **(a)** The affirmative votes of at least eight (8)
5 members of the commission are required for the commission to take
6 any official action, including public policy recommendations and
7 reports.
8 **(b) The commission shall submit an annual report to the**
9 **governor that includes the activities, plans, budget, and**
10 **recommendations of the commission.**

